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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**

8 United States of America,)

9 Plaintiff,)

No. 08-03240M

10 v)

11 David Cruz-Lopez,)

ORDER


12 Defendant,)

(Reentry After Deportation)

13
14 HAVING considered the Motion of the Defendant to allow the Government
15 additional time under the Speedy Trial Act to file an indictment, together with the
16 Government's Response, the Court finds that the ends of justice served by granting the
17 extension outweigh the best interest of the public and the Defendant in a speedy trial. 18
18 U.S.C. § 3161(h)(8)(A).

19 In making this finding, the Court has considered each of the factors specified in 18
20 U.S.C. § 3161(h)(8)(B). In addition, the Court has considered the following:

- 21 1. Counsel has only recently been appointed;
- 22 2. The defendant earnestly wishes to review a plea offer if extended by the
23 government;
- 24 3. The defendant wishes to investigate possible defenses prior to considering
25 the government's plea offer;
- 26 4. The government's plea offer if accepted by the defendant and then the court,
27 would likely reduce defendant's exposure to a significant term of
28 imprisonment;
5. If the defendant does not timely accept the plea offer prior to indictment, the
government will withdraw said plea offer and any subsequent plea offer
after indictment would likely be less advantageous to the defendant;

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Lawrence O. Anderson
United States Magistrate Judge